

ORDINANCE NO. 2020- 16

**AN ORDINANCE OF THE CITY OF SPRING HILL, KANSAS AMENDING SECTION 114.4 (RELATING TO UNLAWFUL OPERATION OF A GOLF CART) OF THE 2019 EDITION OF THE STANDARD TRAFFIC ORDINANCE AS INCORPORATED BY REFERENCE IN ARTICLE 1, CHAPTER XV OF THE SPRING HILL MUNICIPAL CODE; FURTHER ADDING SECTION 15-105A TO CHAPTER XV OF THE SPRING HILL MUNICIPAL CODE.**

**BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SPRING HILL, KANSAS:**

**SECTION ONE:** Section 114.4 of the 2019 Standard Traffic Ordinance incorporated by reference in Article 1, Chapter XV of the Spring Hill Municipal Code (SHMC), is hereby amended to read as follows, designated as Section 15-105.A. Chapter XV of the SHMC:

**“15-105A. Section 114.4 amended - Unlawful Operation of Golf Cart.**

- a. No golf cart, including modified carts, shall be operated on any public highway, street, alley, or road unless:
  1. The speed limit on such road is 25 miles per hour or less;
  2. The golf cart shall only be operated on any city street, alley or road during the hours between sunrise and sunset, unless equipped with lights, as required by state and local law for motorcycles, except that electric turn signals and multiple-beam road lighting equipment shall not be required; and a properly mounted slow-moving vehicle emblem as required by K.S.A 8-1717 and amendments thereto. (K.S.A. 8-15,108)
  3. The operator of the golf cart, has a valid unrestricted driver's license; and
  4. The owner must maintain insurance for the golf cart, in the same amounts set forth for motor vehicles in section (e) of K.S.A. 40-3107.
- b. All drivers operating a golf cart on streets, alleys, or roads of the city shall be subject to all the duties applicable to a driver of a vehicle imposed by law.
- c. Golf carts shall not be operated in a careless, reckless, or negligent manner.
- d. “Golf cart” means a motor vehicle that has not less than four wheels in contact with the ground, an unladen weight of not more than 1800 pounds, is designed to be operated at not more than 25 mph and is designed to carry not more than six persons, including the driver.
- e. It shall be unlawful for any person to operate a golf cart:

1. On any interstate highway, federal highway, or state highway, unless engaged in agricultural purposes and pursuant to the conditions listed in K.S.A. 8-15,100 and K.S.A. 8-15,109; or
  2. On any sidewalk, jogging path, trail, or any location normally used for pedestrian traffic.
- f. The number of occupants allowed on a golf cart shall be limited to the number of seats factory installed.
  - g. The provisions of this section shall not prohibit a golf cart from crossing a street, alley, or road with a posted speed limit greater than 25 miles per hour.
  - h. It is unlawful to cross a federal or state highway or any public highway within the city limits.
  - i. The provisions of this section shall not prohibit the operation of any authorized golf cart in the course of authorized duties within the city by a fire department, law enforcement agency, parks department, public works, or municipal services department. The operation of a golf cart is authorized within the city on private property with the consent of the property owner.”
  - j. Any modifications made to a golf cart to increase speed, must comply with 49 C.F.R 571.500 and be equipped with seat belts and horn.
    1. Mufflers must comply with Article 17, Sec 175 of the Standard Traffic Ordinance.”

**SECTION TWO: Penalty.** Unless specifically provided herein, a violation of this section shall be deemed an ordinance traffic infraction. The penalty imposed shall be in accordance with Article 20, Section 201 of the Standard Traffic Ordinance, and amendments thereto, or such other similar provisions the city may then have in effect.

**SECTION THREE: Effective Date.** This Ordinance shall become effective upon its publication as provided by law.

Passed by the City Council on this 24<sup>th</sup> day of September 2020.

Approved by the Mayor this 24<sup>th</sup> day of September, 2020.

  
Steven M. Ellis, Mayor

ATTEST:

By:   
Glenda Gerrity, City Clerk

(SEAL)



APPROVED AS TO FORM:

By:   
Frank H. Jenkins, Jr., City Attorney